

City of Lafayette
City Council Meeting Minutes
June 8, 2006
6:30 PM

1. CALL TO ORDER: Mayor Don Leard called the meeting to order at City Hall at 6:30 p.m.

2. FLAG SALUTE: Mayor Don Leard led the flag salute.

3. ROLL CALL: Diane Rinks, City Administrator, called the roll.

Present: Mayor Don Leard, Lisa Heatherly, Art Bixman, Jim Sieber, and Bob Cullen.

Absent: Michael Roberts (exc.), 1 vacancy.

City Staff Present: Diane Rinks- City Administrator, Trena McManus- Assistant to the City Administrator.

Others: Beth Karecke (Your Community Mediators), Earl Coburn, Cliff Brotherton, and approximately 1 other.

4. APPROVAL OF MINUTES:

Art Bixman made a motion to accept the May 11, 2006 minutes. Bob Cullen seconded the motion. There was no discussion and the motion passed unanimously.

5. REVIEW PROCEEDINGS AND APPROVE MINUTES OF SPECIAL MEETINGS:

None.

6. ADDITIONS AND DELETIONS:

Diane Rinks deleted agenda item 10(3) – Ordinance 588 from the agenda. There were no other additions or deletions.

7. PUBLIC HEARINGS:

1. FY06-07 Budget:

Mayor Don Leard opened the public hearing for the FY06-07 Budget at 6:32 p.m.

Diane Rinks said that this public hearing is being held to discuss the budget as approved by the Budget Committee for FY06-07. She requested 3 changes to the budget, which affects 8 pages. The fire department will be getting a grant for the purchase of new pagers. It is a 50% match grant, so the (revenue) Grants line item on page 1 (General Fund) will increase by \$4,300 and the radio equipment line item on page 10 will increase by \$8,600. The second change is an increase in the projected carryover of the Street Fund on page 19 from \$55,000 to \$80,000. The legal and engineering services line item was increased by \$18,000 and the unappropriated ending fund balance was increased by \$7,000 on page 20 to reflect the carryover of the projected costs of the SDC work. The third change is on pages 33 and 34 (Sewer Capital Projects) where the sewer project budget amounts have been updated to reflect the most recent pay estimate.

Public Comment- Beth Karecke (Your Community Mediators)- She thanked the Council for their past support, and asked for their continued support in the upcoming budget year. Your Community Mediators has handled 9 cases in Lafayette over the last year for an estimated value of \$1,225. She requested a \$500 contribution for the 06-07 budget year.

There was no more public comment.

The Council had no further comments.

The public hearing was closed at 6:48 p.m.

2. Ordinance 587- Regulation of Livestock and Poultry:

Mayor Don Leard opened the public hearing for the regulation of livestock and poultry at 6:49 p.m.

Diane Rinks said that this public hearing is being held to discuss the regulation of livestock and poultry within the City. City Hall has received a multitude of complaints regarding livestock/poultry due to smell, noise, and allowing the animals to run at large. There are also concerns with the threat of the avian flu. This ordinance would prohibit the keeping of livestock and poultry, but those that already have these animals would be able to keep them as long as they aren't in violation of the code (noise, smell, etc.)

Public Comment- Cliff Brotherton, 190 W. 3rd Street- said that 20 years ago there was an ordinance on the books about this and there was a grandfather clause, and once the grandfathered animals were gone, the animals weren't going to be allowed anymore. Diane Rinks said that there is no such ordinance in effect now. There was no more public comment.

The Council had no further comments.

The public hearing was closed at 6:52 p.m.

8. CITIZEN INPUT ON NON-AGENDA ITEMS:

Cliff Brotherton, 190 W. 3rd St.- said that he has been in to see the City Administrator and the City Planner to talk about his desire to have a bank in town. He said that the bank he has been talking to must have access off of 99W before they will consider locating a branch in town. Cliff Brotherton asked the Council to write a letter supporting the bank and Highway 99W access. Discussion ensued.

Diane Rinks said that the current code limits access to 3rd Street (Hwy. 99W). Cliff Brotherton has not submitted an application to review at this time. Diane Rinks cautioned the Council about writing a letter of recommendation for something that is currently against the City's code.

It was the consensus of the Council to not write a letter of recommendation at this time.

9. DEPARTMENTAL REPORTS:

1) City Administrator report:

Diane Rinks said that she received some information from Denny Muchmore (Westech Engineering- City Engineer) on a street projects overview. This projects overview is the first step in establishing (updating) the Transportation SDC (Systems Development Charge). Diane Rinks said that she asked Don Ganer to prepare a scope of work for this project and she will be bringing it before the Council at the next meeting.

Diane Rinks gave the Council the most up to date report on the sewer plant project expenses. She also provided the Council with a copy of DEQ's response to the sewer plant NPDES permit applicant review comments that the City submitted. This is one of the final steps before the new permit will be issued.

Diane Rinks said that she will be out of the office next week on vacation.

2) Accounts payable report:

Art Bixman questioned the payment to Chemeketa Community College and Diane Rinks said that it was for a pesticide class that Jeff Biglin (public works) took a couple weeks ago. The payment to Driftwood Shores resort was also questioned and Diane Rinks said that this is for her lodging expenses at the OCCMA conference in July. There was a question about the payment to USA Bluebook and Diane Rinks said that public works orders a lot of water/sewer supplies from this company.

There were no other questions about accounts payable.

3) Public Works report:

Art Bixman said that he had a concern about the park in Lafayette Plantation because he understood that the City should be maintaining it and it is all overgrown. The grass needs to be mowed, bushes need to be trimmed, etc. Diane Rinks said that the City should be maintaining this park and she will talk to Public Works about getting this done as soon as possible.

4) Fire Department report:

There were no questions on this report.

5) Sheriff report:

Sergeant Tim Svenson was not able to attend the meeting, so there was no report.

10. LEGISLATIVE ACTIONS:

1) Resolution 2006-05- FY06-07 Budget:

Bob Cullen made a motion to adopt Resolution 06-05, as presented. Art Bixman seconded the motion.

Discussion- Diane Rinks said that this resolution meets the 4 requirements for a budget- adopts, appropriates, imposes, and categorizes taxes. Bob Cullen said that he wanted to commend the staff for doing a great job on the budget this year. There was no more discussion and the motion passed unanimously.

2) Ordinance 587- Amend LMC Ch. 5 re: poultry, abandoned vehicles, and abatement:

(Second Reading) Jim Sieber made a motion to read Ordinance 587 by title only. Lisa Heatherly seconded the motion. There was no discussion and the motion passed unanimously. Diane Rinks read the Ordinance by title only- 'An Ordinance Amending Sections 5.400 to 5.530 of the Lafayette Municipal Code dealing with nuisance

abatement and the keeping of fowl and livestock.' Lisa Heatherly made a motion to adopt Ordinance 587, as presented. Art Bixman seconded the motion. There was no discussion and the motion passed unanimously.

3) ~~Ordinance 588- Amend LMC Chapter 7:~~

Deleted by Diane Rinks under 'Additions and Deletions'.

11. ACTION ITEMS:

1) Sidewalks on 14th Street:

Bob Cullen made a motion to authorize the City Administrator to have Westech design the new sidewalks on 14th Street. Lisa Heatherly seconded the motion. Discussion- Art Bixman asked about the crosswalks and if they will be included in the project. Discussion ensued. Diane Rinks said that they would, and there is some grant funding available for this project, but the applications are due next month and the funding would not be available until the 07-08 fiscal year. There was no more discussion and the motion passed unanimously.

Diane Rinks asked for some clarification as to whether the Council would like to pursue the grant before Westech designs the project. After some discussion, the Consensus of the Council is that the grant should be pursued first, so the authorization to have Westech design the new sidewalks on 14th Street will be contingent upon grant approval.

2) Your Community Mediators Funding Request:

Art Bixman made a motion to donate \$500 to Your Community Mediators for FY06-07. Lisa Heatherly seconded the motion. There was no discussion and the motion passed unanimously

3) Yamhill Basin Council Funding Request:

Diane Rinks said that for the last couple years, the Council has not donated to the Yamhill Basin Council. After some discussion, the Council decided to not donate any money to the Yamhill Basin Council.

4) Sheriff's Contract renewal for FY06-07:

Bob Cullen made a motion to authorize the Mayor to sign the contract with the Yamhill County Sheriff's Office for police services in the amount of \$134,248 for FY06-07. Art Bixman seconded the motion. Discussion- Bob Cullen said that he would like to see something put in the water bill letting everyone know about the increased police coverage in town. There was no more discussion and the motion passed unanimously.

12. DISCUSSION ITEMS:

1) July Meeting Schedule- joint meeting with the Planning Commission:

Diane Rinks said that the July Council meeting will be a joint meeting with the Planning Commission to discuss the City's long term vision/goals in regards to an urban growth boundary expansion. The meeting has been scheduled for July 20 at 6:30 p.m.

13. EXECUTIVE SESSION AS ALLOWED BY ORS 192.660 (2)(i) re: evaluate employment related performance of chief executive officer:

Mayor Don Leard said that the Lafayette City Council will now meet in executive session for the purpose of evaluating the employment related performance of the chief executive officer, consistent with ORS 192.660(2)(i). Representatives of the news media and designated staff are allowed to attend the executive session. All other members of the audience are asked to leave the room. Representatives of the news media are specifically directed not to report on any of the deliberations during the executive session except to state the general subject of the session. No decision shall be made in executive session. At the end of the executive session, Council will return to open session.

The Council went into executive session at 7:50 p.m.

Mayor Don Leard moved the meeting back into open session at 8:13 p.m.

14. COMMITTEE REPORTS:

None.

15. MAYOR'S REPORT:

None.

16. REVIEW OF HANDOUT MATERIAL:

Mayor Don Leard reviewed the complaints that were received.

17. ADJOURNMENT:

Bob Cullen made a motion to adjourn. Lisa Heatherly seconded the motion. There was no discussion and the motion passed unanimously. The meeting was adjourned at 8:16 p.m.

Minutes approved on this 10th day of August, 2006.

APPROVED:

ATTESTED:

Mayor Don Leard

Diane Rinks, City Administrator